

DRAFT
MINUTES OF THE CITY COUNCIL
OF THE
CITY OF GREENSBORO, NC

REGULAR MEETING

17 JULY 2001

The City Council of the City of Greensboro met in regular session on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present: Mayor Keith A. Holliday, presiding; Councilmembers Claudette Burroughs-White, Sandra G. Carmany, Yvonne J. Johnson, Earl F. Jones, Robert V. Perkins, Tom Phillips, Donald R. Vaughan, and Nancy Vaughan. Absent: None. Also present were J. Edward Kitchen, City Manager; Linda Miles, City Attorney; and Susan E. Crotts, Deputy City Clerk.

.....

The meeting was opened with a moment of silence and the pledge of allegiance to the flag.

.....

The City Manager recognized Jennifer Johnston, employee in the Police Department, who served as courier for the meeting.

.....

The Mayor outlined the procedures for conduct of the meeting.

.....

Mayor Holliday stated that this was the time and place set for a public hearing to consider a resolution confirming assessment roll for sanitary sewer improvements on Osborne Road from approximately 200' north of McCuiston Road to approximately 300' south of Springbrook Drive.

There being no one wishing to speak to these matters, Councilmember D. Vaughan moved to close the public hearing. The motion was seconded by Councilmember Jones and was unanimously adopted by voice vote of the Council.

Councilmember Jones thereupon moved adoption of the resolution. The motion was seconded by Councilmember D. Vaughan; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

O-88 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS
OSBORNE ROAD FROM APPROXIMATELY 200' NORTH OF MCCUISTON ROAD TO
APPROXIMATELY 300' SOUTH OF SPRINGBROOK DRIVE

WHEREAS, on the 17th day of November, 1998, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Sanitary Sewer Improvements. That a sanitary sewer main of 8-inch size be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals (including water laterals where none exist and water main has been installed) be laid for the proper connection of abutting property.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

OSBORNE ROAD

200' North of McCuiston Road to approximately 300' South of Springbrook Drive

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the general plan map is hereby confirmed at 6:00 p.m., on the 17th day of July, 2001, and is hereby made the final assessment roll for the improvements.
4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.
6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

(Signed) Earl Jones

.....

The Mayor stated that this was the time and place set for a public hearing to consider a resolution adopting Comprehensive Plan Vision Statement.

Heidi Gallanti, Comprehensive Planner in the Planning Department, introduced the final draft statement produced by the Comprehensive Planning Steering Committee based on citizen input. Ms. Gallanti recognized committee members in the Chamber and consultants from the firms Roberts, Wallace and Todd and Public Affairs; she noted that the plan was available for public review on the City web site.

Gail Stroud, Committee member, provided a history of the Committee's work. She spoke to a broad range of participants; community wide education, outreach and publicity efforts of the Committee; and their accomplishments and progress to date.

Cameron Cooke, Comprehensive Plan Steering Committee Chairman, explained the process used to develop the draft Comprehensive Plan being submitted for Council approval. He spoke to contents of the plan contained and how it could serve the community. Mr. Cooke provided a power point presentation of the vision statement drafted to reflect the values of citizens through ten major themes including: Quality of Life and Livability, Community Character, Infrastructure Capacity, Economic Development, Balance and Equity, Management of Growth, Transportation, Public Education, Higher Education and Development of Center City.

Former Greensboro Mayor Carolyn Allen, member of the Committee, stated the plan's intent was to provide a framework for growth. She outlined the steps needed to implement the plan including: policy development, trend analysis, and regulatory and jurisdictional contexts. A range of key issues including were cited as well as the need for extensive public review prior to adoption of the final plan, targeted for winter of 2002-2003. These issues included natural resource and land use, economic development, and transportation.

John Barsanti, residing at 11 Teal Court, expressed his appreciation for the opportunity to participate in the process as a citizen and his enthusiasm for the draft Comprehensive Plan.

Council thanked the Committee and other individuals involved in the planning process for their time and effort. Councilmember Burroughs-White moved to close the public hearing. The motion was seconded by Councilmember Johnson and was unanimously adopted by voice vote of the Council.

Councilmember Phillips moved adoption of the resolution. The motion was seconded by Councilmember D. Vaughan; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

149-01 RESOLUTION ADOPTING COMPREHENSIVE PLAN VISION STATEMENT

WHEREAS, the City of Greensboro has been motivated to create its first city-wide comprehensive plan in order to positively influence the direction and momentum of change in our community over the next 20 years;

WHEREAS, the City's mission was to incorporate the expression of values, priorities and aspirations of the citizens of Greensboro throughout the development of this Vision Statement;

WHEREAS, meetings were held across Greensboro in order to allow community input and response, which had a great impact on the development of the key themes of the Vision Statement;

WHEREAS, upon reviewing the community feedback and comments, the Steering Committee prepared a final draft of the Comprehensive Plan Vision Statement for Council review which is presented herewith this day;

WHEREAS, it is in the best interest of the City of Greensboro that this Vision Statement be adopted to ensure that Greensboro continues to be a livable, welcoming community for all people while embarking on embracing diversity and ensuring equal opportunity to its citizens in the future.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF GREENSBORO:

That the Comprehensive Plan Vision Statement presented herewith this day is hereby adopted.

(Signed) Thomas Phillips

.....

Moving to the Consent Agenda, the Mayor requested a motion to adopt the items on the consent agenda. Councilmember D. Vaughan moved adoption of the Consent Agenda. The motion was seconded by Councilmember Jones. The Consent Agenda was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

.....

150-01 RESOLUTION APPROVING AMENDMENT TO THE 1997 MUNICIPAL RECORDS RETENTION AND DISPOSITION SCHEDULE AND FURTHER AUTHORIZING AGREEMENT WITH DIVISION OF ARCHIVES AND HISTORY

WHEREAS, the North Carolina Division of Archives and History of the Department of Cultural Resources is responsible for assisting local governments in records management, including the destruction of obsolete records and the protection of essential records as provided by Chapters 121 and 132 of the General Statutes of North Carolina;

WHEREAS, the municipal records management program provides advice, service and training in the control, maintenance, preservation and disposal of official public records in the custody of local governmental units;

WHEREAS, on September 2, 1997 the City Council approved a new updated Municipal Records Retention and Disposition Schedule and authorized an agreement in accordance herewith;

WHEREAS, two amendments to the 1997 Municipal Records Retention and Disposition Schedule have been approved by the State;

WHEREAS, it has been recommended that municipalities approve the above mentioned amendments and authorize an agreement with respect thereto;

WHEREAS, it is deemed in the best interest of the City of Greensboro to approve said amendment and to authorize said agreement in accordance with the terms thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the amendments to the 1997 Updated Municipal Records Retention and Disposition Schedule authorized and issued by the Division of Archives and History of the Department of Cultural Resources is hereby in all respects approved and adopted for use and as a guide for the City of Greensboro.
2. That, on behalf of the City of Greensboro, the Mayor and City Clerk are hereby authorized to execute the agreement, which is contained in said schedule all in accordance with the terms contained therein.
3. That the destruction of original records that have been duplicated prior to the retention period specified in the amendment schedule is hereby approved in accordance with the provisions contained in Said Municipal Records Retention and Disposition Schedule.
4. That the destruction of an accumulation of an unscheduled or discontinued record series, not otherwise specifically provided for, is hereby authorized, provided the City Manager and the Mayor have determined that these records have no further use or value for official or administrative purposes and, provided further, that such destruction is concurred in by the Division of Archives and History of the Department of Cultural Resources.
5. That this resolution shall be duly recorded and preserved in the minutes of the City Council as a permanent record of such authorization and approvals as contained herein.

(Signed) Donald R. Vaughan

.....

01-160 ORDINANCE ESTABLISHING FY 01-02 GRANT PROJECT BUDGET FOR DUKE POWER HOME ENERGY LOAN PROGRAM ADMINISTERED BY THE NORTH CAROLINA HOUSING FINANCE AGENCY

WHEREAS, the Local Government Budget and Fiscal Control Act, as amended, provides for grant project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of grant projects;

WHEREAS, the primary goal of the Duke Power Home Energy Loan Program is to encourage the energy efficient rehabilitation of scattered-site single family housing units owned and occupied by very low- and low-income customers of Duke Power;

AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year, and to permit the use of continuing appropriations to account for the Duke Power Home Energy Loan Program (administered by the North Carolina Housing Finance Agency) FY 01-02, it is deemed in the best interest of the City to establish a special grant project ordinance for the Duke Power Home Energy Loan Program (administered by the North Carolina Housing Finance Agency) FY 01-02, with the revenues and expenditures being established as shown below:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the grant project budget for the Duke Power Home Energy Loan Program (administered by the North Carolina Housing Finance Agency) FY 01-02 be established and appropriated for the life of the project as follows:

<u>Account Number</u>	<u>Description</u>	<u>Estimated Expenditures</u>	<u>Estimated Revenues</u>
220-2251-01.5282	Real Estate Loans	50,000	
220-2251-01.7170	Local Grants – Government	_____	<u>\$150,000</u>
Total		\$150,000	\$150,000

(Signed) Donald R. Vaughan

.....

01-161 ORDINANCE AMENDING THE FY 00-01 WAR MEMORIAL COLISEUM COMPLEX FUND BUDGET TO ACCOUNT FOR CO-PROMOTED EVENTS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 00-01 Annual Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the War Memorial Coliseum Complex Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
521-7531-01.5279	Promotions - Other	\$731,000

and, that this increase be financed by increasing the following War Memorial Coliseum Complex Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
521-7531-01.7730	Admissions and Charges	\$731,000

(Signed) Donald R. Vaughan

.....

01-162 ORDINANCE AMENDING STATE AND FEDERAL GRANTS FUND BUDGET FOR FY 2001-2002 GREENSBORO URBAN AREA METROPOLITAN PLANNING ORGANIZATION (MPO) ACTIVITIES)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State and Federal Grant Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State and Federal Grants Fund be increased as follows:

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
220-4552-02.4110	Salaries and Wages	\$42,000
220-4552-02.4130	Salaries and Wages Seasonal	5,000
220-4552-02.4510	FICA Contribution	3,000
220-4552-02.5211	Postage	1,000
220-4552-02.5212	Computer Software	5,000

220-4552-02.5213	Office Supplies	3,000
220-4552-02.5221	Advertising	3,000
220-4552-02.5222	Professional Organizational Dues	2,000
220-4552-02.5223	Subscriptions	500
220-4552-02.5224	Outside Planning	2,000
220-4552-02.5235	Small Tools & Equipment	500
220-4552-02.5239	Miscellaneous Supplies	1,000
220-4552-02.5254	Rental Equipment	500
220-4552-02.5261	Books	500
220-4552-02.5413	Consultant Services	108,794
220-4552-02.5431	In-House Printing	3,500
220-4552-02.5510	Business & Meeting Expenses	3,500
220-4552-02.5520	Seminar/Training Expense	5,000
220-4552-02.5928	On-Kind Services	48,746
220-4552-02.6059	Other Capital Equipment	<u>10,000</u>
<u>Total</u>		<u>\$248,540</u>

and, that this increase be financed by increasing the following State and Federal Grants Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-4552-02.7110	State Grant	\$198,832
220-4552-02.8695	Local In-Kind Services	<u>49,708</u>
Total		<u>\$248,540</u>

(Signed) Donald R. Vaughan

.....

01-163 ORDINANCE AMENDING EQUIPMENT SERVICES FUND BUDGET FOR
TRANSFERRING NEW ADDITIONS TO THE FLEET FROM DEPARTMENTAL BUDGETS
TO EQUIPMENT SERVICES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 01-02 Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the Equipment Services Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
680-2505-18.6051 006	Licensed Vehicles	\$395,400
680-2505-18.6052 008	Non-Licensed Equipment	<u>\$84,450</u>
TOTAL:		\$479,850

and, that this increase be financed by increasing the following Equipment Services Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
680-2505-18.9101	Transfer from General Fund	\$191,075
680-2505-18.9205	Transfer from Cemetery Fund	\$11,750
680-2505-18.9501	Transfer from Water Resources	<u>\$277,025</u>
TOTAL:		\$479,850

(Signed) Donald R. Vaughan

.....

151-01 RESOLUTION RENEWING EXISTING WATER ALLOCATION AGREEMENT WITH RANDOLPH COUNTY

WHEREAS, Greensboro and Randolph County entered into a certain joint governmental agreement dated September 18, 1987 with other local governments concerning the Randleman Dam Project;

WHEREAS, said Agreement provides for the voluntary transfer of raw water allocations between local governments with concurrent adjustment on the percent of cost allocation for each local unit of government affected;

WHEREAS, in accordance with the agreement, the City of Greensboro has agreed to give Randolph County an option to increase or decrease its water allocation by 6.2% or 3mgd;

WHEREAS, the construction of Randleman Dam has taken longer than originally anticipated and this contract expired on July 1, 1998;

WHEREAS, it is deemed in the best interest of the City to enter into said Agreement continuing the terms of the original agreement which is presented herewith this day;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Mayor and the City Clerk are hereby authorized to execute the Water Allocation Agreement with Randolph County on behalf of the City of Greensboro.

(Signed) Donald R. Vaughan

.....

152-01 RESOLUTION AUTHORIZING AND APPROVING THE SALE OF LAND TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

WHEREAS, the City of Greensboro owns residual property located at the Ted Leonard Recreation Center, Tax Map Number 1-32-92-N-2, said property being shown on the attached map, for which the City has no governmental or other public need;

WHEREAS, the North Carolina Department of Transportation, has offered to purchase said property for the amount \$4,600.00, which in the opinion of the City Council is fair and reasonable.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That pursuant to Section 4.122 of the City Charter, the sale of the above mentioned residual property in the amount of \$4,600.00 to the North Carolina Department of Transportation is hereby authorized and approved; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed) Donald R. Vaughan

.....

153-01 RESOLUTION AUTHORIZING AND APPROVING THE CONVEYANCE OF LAND TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

WHEREAS, the City of Greensboro owns property dedicated to the City of Greensboro as Flood plain located at Tax Map Number 3-185-805-50, said property being shown on the attached map, for which the City has

no governmental or other public need;

WHEREAS, the North Carolina Department of Transportation owns the surrounding property and has requested the conveyance of said property which is necessary for completion of the Urban Loop.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That pursuant to Section 4.122 of the City Charter, the conveyance of land to the North Carolina Department of Transportation is hereby authorized and approved; and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper deed to convey said property.

(Signed Donald R. Vaughan

.....

154-01 AMENDING CHAPTER 2

AN ORDINANCE AMENDING CHAPTER 2 OF THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO ADMINISTRATION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. That Section 2-16 of the Greensboro Code of Ordinances is hereby amended by setting a special meeting of the City Council for 6:00 p.m. on July 31, 2001, for the purpose of conducting a District 1 Council meeting to be held at GTCC, 400 West Whittington Street.

Section 2. That Section 2-16 of the Greensboro Code of Ordinances is hereby amended by setting a special meeting of the City Council for 6:00 p.m. on August 23, 2001, for the purpose of conducting a District 3 Council meeting to be held at the Natural Science Center Smithsonian Room, 4301 Lawndale Drive.

Section 3. That Section 2-16 of the Greensboro Code of Ordinances is hereby amended by setting a special meeting of the City Council for 6:00 p.m. on September 25, 2001, for the purpose of conducting a District 4 Council meeting to be held at the Sternberger school multi-purpose room, 518 North Holden Road.

Section 4. That Section 2-16 of the Greensboro Code of Ordinances is hereby amended by setting a special meeting of the City Council for 6:00 p.m. on October 25, 2001, for the purpose of conducting a District 5 Council meeting to be held at the Greensboro Board of Realtors, 23 Oak Branch Drive.

Section 5. That this ordinance is effective immediately upon adoption.

Section 6. That all laws and clauses of laws in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

(Signed) Donald R. Vaughan

.....

155-01 RESOLUTION RESCINDING RESOLUTION P-187 AUTHORIZING THE INSTALLATION OF SANITARY SEWER IMPROVEMENTS IN STONE COURT FROM PISGAH CHURCH ROAD TO END OF STONE COURT

WHEREAS, on November 1, 1993, the City Council authorized the installation of sanitary sewer improvements in Stone Court from Pisgah Church Road to end of Stone Court;

WHEREAS, the sanitary sewer mains have been installed privately by the developer to serve this property and the project is no longer required.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the portion of Resolution P-187 passed on November 1, 1993 referenced above authorizing sanitary sewer improvements in Stone Court from Pisgah Church Road to the end of Stone Court is hereby rescinded.

(Signed) Donald R. Vaughan

.....

157-01 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 2001-23 WITH RAMEY, INC. FOR MERRITT DRIVE CULVERT AND STORM SEWER IMPROVEMENTS PROJECT

WHEREAS, after due notice, bids have been received for culvert and storm sewer for the Merritt Drive improvements project;

WHEREAS, Ramey, Inc., a responsible bidder, has submitted the low base and alternate bid in the total amount of \$236,388.00 as general contractor for Contract No. 2001-23, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by Ramey, Inc. is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made from Account No. 431-6002-04-6014 CBR 051.

(Signed) Donald R. Vaughan

.....

01-164 ORDINANCE AMENDING WATER RESOURCES CAPITAL PROJECT BOND FUND

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Water Resources Capital Project Bond Fund-Series 2001 Budget of the City of Greensboro is hereby amended as follows:

<u>Description</u>	<u>Amount</u>
Water and Sewer Capital Projects	\$1,202,524

And, that these appropriations be financed by the following revenue:

<u>Description</u>	<u>Amount</u>
Revenue Bonds	\$1,202,524

(Signed) Donald R. Vaughan

.....

01-165 ORDINANCE AMENDING FY 00-01 WATER RESOURCES OPERATING FUND

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 00-01 Water Resources Operating Fund Budget of the City of Greensboro is hereby amended as follows:

<u>Description</u>	<u>Amount</u>
Refunding of 1995B Bonds	\$10,190,000

And, that these appropriations be financed by the following revenue:

<u>Description</u>	<u>Amount</u>
Refunding Bonds	\$10,190,000

(Signed) Donald R. Vaughan

.....

01-166 ORDINANCE AMENDING WATER RESOURCES CAPITAL IMPROVEMENTS FUND

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Water Resources Capital Improvements Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriations be decreased as follows:

<u>Description</u>	<u>Amount</u>
Randleman Dam Project	\$9,792,137

And, that the following revenue be decreased:

<u>Description</u>	<u>Amount</u>
Transfer from Water Resources Capital Reserve Fund	\$9,792,137

(Signed) Donald R. Vaughan

.....

158-01 RESOLUTION AUTHORIZING THE FILING OF APPLICATION WITH STATE OF NORTH CAROLINA FOR THE PURPOSE OF OBTAINING FINANCIAL ASSISTANCE AVAILABLE UNDER THE DISASTER RELIEF ACT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND APPOINTING FINANCE DIRECTOR AND ACCOUNTING MANAGER TO ACT IN AND ON BEHALF OF THE CITY WHEN REQUESTS FOR REIMBURSEMENTS ARE SUBMITTED

WHEREAS, the City needs to have someone authorized to sign Federal Emergency Management Agency (FEMA) reports on behalf of the City when requests for reimbursements are submitted.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the Finance Director and the Accounting Manager, are hereby authorized to execute for and in behalf of the City of Greensboro, a public entity established under the laws of the State of North Carolina, the application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act (Public Law 288, 93rd Congress) or otherwise available from the President's Disaster Relief Fund.

2. That the City of Greensboro, a public entity established under the laws of the State of North Carolina, hereby authorizes its agents to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance the assurance and agreements required.

(Signed) Donald R. Vaughan

.....

01-167 ORDINANCE AMENDING STATE AND FEDERAL GRANT FUND BUDGET FOR
FY 2000-2001 PARKS AND RECREATION TYGR PAWS PROJECT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State and Federal Grant Fund Budget of the City of Greensboro is hereby amended as follows:
That the appropriation for the State and Federal Grant Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5062-01.5237	Program Supplies	\$ 1,850
220-5062-01.5413	Consultant Services	4,100
220-5062-01.5423	Contracted Transportation	<u>2,000</u>
Total		\$ 7,950

and, that this increase be financed by increasing the following State and Federal Grant Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5062-01.7170	Local Grants	\$ <u>7,950</u>
Total		\$ 7,950

(Signed) Donald R. Vaughan

.....

01-168 ORDINANCE AMENDING NUSSBAUM HOUSING PARTNERSHIP FUND BUDGET FOR FY 2001-
2002 ACTIVITIES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Nussbaum Housing Partnership Revolving Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the Nussbaum Housing Partnership Revolving Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
211-2201-01.5214	Office Equipment and Furniture	\$106,000
Total		\$106,000

and, that this increase be financed by increasing the following Nussbaum Housing Partnership Revolving Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
211-0000-00.8900	Appropriated Fund Balance	\$106,000
Total		\$106,000

(Signed) Donald R. Vaughan

.....

Motion to make a part of the minutes report of budget adjustments covering June 1-30,2001 was unanimously adopted and is filed in Exhibit N , Exhibit Number 1, which is hereby referred to and made a part of these minutes.

.....

Motion to approve minutes of regular meeting of 19 June 2001, special meeting of 28 June 2001 and canceled meeting of 4 July 2001 was unanimously adopted.

.....

Mayor Holliday introduced a resolution authorizing withdrawal from offer of dedication of Bragg Street between Freeman Mill Road and Eugene Street and authorizing the conveyance of that, and a smaller abutting piece of property, to Guilford Technical Community College.

Councilmember Jones moved adoption of the resolution. The motion was seconded by Councilmember D. Vaughan; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

160-01 RESOLUTION AUTHORIZING WITHDRAWAL FROM OFFER OF DEDICATION OF BRAGG STREET BETWEEN FREEMAN MILL ROAD AND EUGENE STREET AND AUTHORIZING THE CONVEYANCE OF THAT, AND A SMALLER ABUTTING PIECE OF PROPERTY, TO GUILFORD TECHNICAL COMMUNITY COLLEGE

WHEREAS, in 1970 and 1973, the Redevelopment Commission of Greensboro conveyed certain portions of property abutting the Warnersville Projects to the City of Greensboro for future development as Bragg Street, these conveyances were made by the deeds from the Redevelopment Commission to the City of Greensboro recorded in Deed Book 2498, at page 426, and Deed Book 2721, at page 223;

WHEREAS, in 1970 a smaller tract of land to the south of the proposed Bragg Street was conveyed by the City of Greensboro Board of Education to the City of Greensboro by deed recorded in Deed Book 2497, at page 498;

WHEREAS, in 1997 the proposed Bragg Street, from Freeman Mill Road to Martin Luther King, Jr., Boulevard, was removed from the Greensboro Urban Area Thoroughfare Plan since it no longer met the needs and desires of the community as a designated thoroughfare;

WHEREAS, Guilford Technical Community College now desires to acquire, for the sum of \$350,000.00 the unused portion of the Bragg Street right of way from Freeman Mill Road to South Eugene Street and the smaller tract abutting, and to the southeast of, the Bragg Street property;

WHEREAS, there are utility easements and a proposed greenway extension within the land to be conveyed and the City desires to reserve construction, maintenance, and user easements for these utilities;

WHEREAS, the City no longer needs the described tracts for municipal purposes other than easements;

NOW, THEREFORE, be it hereby Resolved that: the described tracts be conveyed by non-warranty deed, executed by the Mayor, to The Board of Trustees of Guilford Technical Community College, for the consideration of \$350,000.00 upon satisfaction of the following conditions:

1. That appropriate construction, maintenance, and user easements are reserved over existing, active and non-active, public and private utilities;
2. That an easement twenty-five feet in width for greenway be reserved in an area approved by the Parks and Recreation Department and the City Manager;

3. That the offer of dedication of Bragg Street be withdrawn as allowed by law;
4. That all Planning requirements be met; and
5. Any other requirements for the preservation of easements and rights of way and municipal requirements as determined by the Manager or City Attorney.

(Signed) Earl Jones

.....

Mayor Holliday stated that the Council would discuss Community Resource Board funding recommendations for Human Services, Economic Development and Historic Preservation that had been held in abeyance at the June 19, 2001 City Council meeting.

Referring to a two page document titled "CRB Funding Recommendations for 2001-02 Proposals", Councilmember Phillips proposed that the following CRB recommendations on page 1 of the document be deleted and reallocated as follows:

Delete from Economic Development: \$6,000 from SHARE of North Carolina
Delete from Economic Development: \$5,000 from Jubilee Jobs
Delete from Historic Preservation: \$70,000 from Magnolia House
Total Available for Reallocation: \$81,000

Councilmember Phillips thereupon proposed that a portion of these funds be allocated as follows:

Allocate to Economic Development: \$28,500 to SEEDS

Councilmember Phillips noted that with the originally allocated \$6,500 for SEEDS, this would match Guilford County's \$35,000 funding allocation and would be on a one- time basis as SEEDS moves under the organization of the Greensboro Chamber of Commerce.

Councilmember Phillips thereupon moved that Council amend page one of the "CRB Funding Recommendations for 2001-02 Proposals" as he had proposed. The motion was seconded by Councilmember Perkins and was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

Referring to page 2 of the CRB Funding Recommendations for 2001-02 Proposals, Councilmember Phillips proposed the following deletions from Human Service Proposal Requests:

Delete from Human Service Proposal Requests: \$5000 from SHARE of North Carolina
Delete from Human Service Proposal Requests: \$8,000 from Specialized Children's' Care, Inc.

Councilmember Phillips then proposed the reallocation of a portion of remaining available funding as follows:

Allocate to Human Services Proposal Requests: \$13,000 to National Alliance for Non-Violent Programming
Allocate to Economic Development: \$25,000 to Women's Resource Center for Capital Improvements.

Councilmember Phillips moved that Council amend page 1 and 2 of the "CRB Funding Recommendations for 2001-02 Proposals" as proposed, leaving a total of \$27,500 in unallocated funding for future consideration.

Councilmember Johnson requested that she be excused from voting on this motion due to her role as Executive Director for the agency One Step Further. Following brief discussion with Council and the City Attorney, Councilmember Carmany moved that Councilmember Johnson be excused from voting on this funding matter. The

motion was seconded by Councilmember Perkins and was adopted 8-1 by voice vote of Council.

Councilmember Perkins thereupon seconded the motion to amend page 1 and 2 of the "CRB Funding Recommendations for 2001-02 Proposals" as proposed, leaving a total of \$27,500 in unallocated funding for future consideration.

The motion was seconded by Councilmember Perkins and adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None. Excused by action of Council: Johnson.

The City Manager stated that he would propose recommendations to Council for the next budget cycle to facilitate change in the budget process with respect to the timing of adopting Community Resource Board budget recommendations.

(The "Community Resource Board Funding Recommendations for 2001-02 Proposals" is filed in Exhibit Drawer N, Exhibit Number 23, and is hereby referred to and made a part of these minutes.)

.....

The Mayor stated that Council would address community concerns regarding the White Street landfill and long range municipal solid waste disposal needs in Greensboro. He noted that in prior meetings a 20 year plan had been discussed and expressed his interest in targeting a 65-70 year plan.

Councilmember Burroughs-White spoke to relevance of the Comprehensive Plan with consideration of municipal solid waste disposal options for Greensboro.

Following brief remarks, Councilmember Johnson moved the following:

"It is the intent of this Council not to permit further any further expansion of the White Street Landfill and to actively pursue alternative disposal options, using only the White Street Landfill to the capacity for which it is currently permitted as a bridge to other alternatives. In order to accomplish this intent, the Council is instructing staff to further research and investigate the other three alternatives for disposal of municipal solid waste which were outlined in the report prepared by HDR and any other alternatives, other than expansion of White Street. Staff should be prepared to make a presentation on the merits of these other disposal options at a special meeting of City Council to be held on September 11, 2001.

Staff is also instructed to look into mitigation efforts that may be implemented during the interim time period in which the White Street Landfill continues to be used for municipal solid waste disposal."

Council discussed with the City Attorney the extent to which the intent expressed in the motion to exclude the White Street Landfill expansion option would be binding in the future.

The motion was seconded by Councilmember Burroughs-White and adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

Mayor Holliday stated that the special meeting would be held in the Council Chamber in the Melvin Municipal Office Building on September 11, 2001 at 6:00 p.m.

.....

Mayor Holliday introduced a resolution authorizing withdrawal from offer of dedication of Bragg Street between Freeman Mill Road and Eugene Street and authorizing the conveyance of that, and a smaller abutting piece of property, to Guilford Technical Community College.

Councilmember Johnson left the Chamber at 7:25 p.m.

Following brief remarks by the City Manager, Councilmember Jones moved adoption of the resolution. The motion was seconded by Councilmember D. Vaughan; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Jones, Johnson (in absentia as provided for by law) Perkins, Phillips, Vaughan and Vaughan. Noes: None.

160-01 RESOLUTION AUTHORIZING WITHDRAWAL FROM OFFER OF DEDICATION OF BRAGG STREET BETWEEN FREEMAN MILL ROAD AND EUGENE STREET AND AUTHORIZING THE CONVEYANCE OF THAT, AND A SMALLER ABUTTING PIECE OF PROPERTY, TO GUILFORD TECHNICAL COMMUNITY COLLEGE

WHEREAS, in 1970 and 1973, the Redevelopment Commission of Greensboro conveyed certain portions of property abutting the Warnersville Projects to the City of Greensboro for future development as Bragg Street, these conveyances were made by the deeds from the Redevelopment Commission to the City of Greensboro recorded in Deed Book 2498, at page 426, and Deed Book 2721, at page 223;

WHEREAS, in 1970 a smaller tract of land to the south of the proposed Bragg Street was conveyed by the City of Greensboro Board of Education to the City of Greensboro by deed recorded in Deed Book 2497, at page 498;

WHEREAS, in 1997 the proposed Bragg Street, from Freeman Mill Road to Martin Luther King, Jr., Boulevard, was removed from the Greensboro Urban Area Thoroughfare Plan since it no longer met the needs and desires of the community as a designated thoroughfare;

WHEREAS, Guilford Technical Community College now desires to acquire, for the sum of \$350,000.00 the unused portion of the Bragg Street right of way from Freeman Mill Road to South Eugene Street and the smaller tract abutting, and to the southeast of, the Bragg Street property;

WHEREAS, there are utility easements and a proposed greenway extension within the land to be conveyed and the City desires to reserve construction, maintenance, and user easements for these utilities;

WHEREAS, the City no longer needs the described tracts for municipal purposes other than easements;

NOW, THEREFORE, be it hereby Resolved that: the described tracts be conveyed by non-warranty deed, executed by the Mayor, to The Board of Trustees of Guilford Technical Community College, for the consideration of \$350,000.00 upon satisfaction of the following conditions:

1. That appropriate construction, maintenance, and user easements are reserved over existing, active and non-active, public and private utilities;
2. That an easement twenty-five feet in width for greenway be reserved in an area approved by the Parks and Recreation Department and the City Manager;
3. That the offer of dedication of Bragg Street be withdrawn as allowed by law;
4. That all Planning requirements be met; and
5. Any other requirements for the preservation of easements and rights of way and municipal requirements as determined by the Manager or City Attorney.

(Signed) Earl Jones

.....

The Mayor introduced a resolution authorizing purchase in the amount of \$17,250 of property of Ervin King for landfill buffer. Following brief remarks by the City Manager, Councilmember Jones moved adoption of the resolution. The motion was seconded by Councilmember Phillips; the resolution was adopted on the following

roll call vote. Ayes: Burroughs-White, Carmany, Holliday, Jones, Johnson (in absentia as provided for by law) Perkins, Phillips, Vaughan and Vaughan. Noes: None.

161-01 RESOLUTION AUTHORIZING PURCHASE OF PROPERTY OF ERVIN KING FOR LANDFILL BUFFER

WHEREAS, in connection with the Landfill Buffer project, the property owned by Ervin King, Tax Map No. 4-187-A-464-S-6 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the owner has agreed to sell the required property for the price of \$17,250.00, which price, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

WHEREAS, the owner has agreed to convey said property to the City at the agreed price and it is deemed in the best interest of the City to acquire said property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the agreed price of the above mentioned portion of property in the amount of \$17,250.00 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 553-6509-03.6011 CBR 005.

(Signed) Earl Jones

.....

Mayor Holliday introduced an ordinance amending in the amount of \$250,000 Parks and Recreation Capital Project Bond Fund Budget for Carolyn S. Allen Community Park. Following brief discussion, Councilmember Phillips moved adoption of the resolution. The motion was seconded by Councilmember Jones; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Jones, Johnson (in absentia as provided for by law) Perkins, Phillips, Vaughan and Vaughan. Noes: None.

01-169 ORDINANCE AMENDING PARKS & RECREATION CAPITAL PROJECT BOND FUND BUDGET FOR CAROLYN S. ALLEN COMMUNITY PARK

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Parks & Recreation Capital Project Bond Fund Budget of the City of Greensboro is hereby amended as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
443-5004-01.6019	Capital Improvements	\$250,000

And, that this increase be financed by increasing the following account:

<u>Account</u>	<u>Description</u>	<u>Account</u>
443-5004-01.7110	State Grant	\$250,000

(Signed) Tom Phillips

.....

Councilmember Johnson entered the Chamber at 7:29 p.m.

.....

The Mayor introduced a resolution authorizing change order in the amount of \$1,441,878.73 in Contract 2000-24A for Public Safety Training Facility FE Project No. 9709. The City Manager outlined adjustments made to the project for budgeting purposes. Following brief remarks, Councilmember Burroughs-White moved adoption of the resolution. The motion was seconded by Councilmember Jones; the resolution was unanimously adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

01-170 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 2000-24A WITH LYON CONSTRUCTION FOR PUBLIC SAFETY TRAINING FACILITY FE PROJECT NO. 9709 IMPROVEMENTS

WHEREAS, Contract No. 2000-24A with Lyon Construction provides for public safety training facility FE improvements;

WHEREAS, poor soil and unforeseen concealed conditions on the site have resulted in the need for excavation, removal and replacement of unsuitable soil with appropriate backfill material, thereby necessitating a change order in the contract in the amount of \$1,441,878.73 and represents five months of construction activity.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That a change order in the above-mentioned contract with Lyon Construction for the Public Safety Training Facility FE Project No. 9709 Improvements is hereby authorized at a total cost of \$1,441,878.73, payment of said additional amount to be made from Account No 436-4030-01.6013 (CBR 001).

(Signed) Claudette Burroughs-White

.....

The Mayor declared a recess at 7:31 p.m.

The Council reconvened at 7:59 p.m.

.....

Joseph A. Meadows, residing at 1413 Rankin Mill Road, recommended Council consider his suggestion presented at the last regular meeting, to explore the option of using an incineration facility to dispose of municipal solid waste. Council discussed various plans and facilities through which incineration as an option could be explored.

.....

Willie Buie, residing at 1404 Paxton Court, stated his concerns and opposition to expansion of the White Street landfill.

.....

Marie Stanley, residing at 2010 Cheltenham Court, read her remarks to Council regarding ideas for growth.

.....

Sarah Graham, residing at 5119 West Wendover Avenue in Jamestown NC, discussed concerns regarding administration, federal Housing and Urban Development funding of St. James Homes II Project and the City's involvement with the funds with respect to her organization, Christian Wellness Counseling.

.....

Andy Scott, Director of Housing and Community Development, clarified that the City's role was limited to

serving as a pass through agency to execute the contract between HUD and Christian Wellness Counseling. Mr. Scott noted that HUD's funding decisions concerning St. James II Homes were unrelated to the City's involvement.

.....

Beth McKee Huger, Director of Greensboro Housing Coalition, residing at 408 Woodlawn Avenue, expressed her support for Christian Wellness Counseling.

.....

Councilman Jones expressed his interest in assisting the Christian Wellness Counseling agency with resolving HUD funding concerns.

.....

Robert Moore, residing at 2517 Ponderosa Drive, expressed concern with respect to his account of his experiences with the Engineering and Inspections Department. The Manager stated staff would investigate and follow up. Mr. Moore also requested improvement of children's recreational equipment at the Natural Science Center.

.....

Jim Fleet, residing at 425 East Hendrix Street, shared his ideas on future growth and development in Greensboro with Council. Following brief discussion, the Mayor requested staff to contact Mr. Fleet to advise him of upcoming public meetings at which he could share his ideas.

.....

Councilmember D. Vaughan spoke to a new Guilford County Environmental Court to hear violations involving absentee owners. He explained how the Court would function and the benefits it would provide to the community. The City Attorney thanked Chief Judge Lawrence McSwain and the District Attorney for providing a prosecutor for these cases. Councilmember Perkins requested Council contribute a list of cases for the court to hear.

Councilmember D. Vaughan reported on his recent trip to Hanover County to tour Waste Tec, their solid waste facility. He distributed their Citizens' Solid Waste Advisory Boards bylaws and recommended Council consider forming a similar board in Greensboro. He requested the Council consider this for September discussion.

Councilmember D. Vaughan requested follow up on several concerns with respect to the red light camera enforcement program. He requested staff to contact Jim Wayneck, Pastor at Hinshaw Memorial Church, about a billing concern and Frank Burton regarding the location of a red light sign in front of his home on Hill Street.

.....

Councilmember Johnson added the name of Jacqueline Stanley to the boards and commissions data bank for consideration of future service.

.....

Councilmember Burroughs-White expressed concern with respect to animal control contract negotiations. The City Manager stated that a higher level of service was being pursued with respect to the negotiations with Guilford County.

.....

Councilmember Perkins added to the boards and commissions data bank the names of John Barsanti for consideration of future service on the Zoning Commission and James P. McIntyre for consideration of future service on the Planning Board.

.....

Councilmember N. Vaughan added the name of Lawrence Morse to the boards and commissions data bank for future consideration of service on the Human Relations Commission.

.....

Councilmember Carmany added the name of Hoa Duc Vo for future consideration of service on the Human Relations Commission.

Councilmember Carmany added the names of Ronnie Smith, Mary Montgomery, Bill Schneider and Bernie Fisk to the boards and commissions data bank for consideration of future service.

Councilmember Carmany moved to appoint Jerald R. Leimenstoll to the Redevelopment Commission to fill the portion of formerly held by Sheryl Jackson; this term will expire 17 December 2005. The motion was seconded by Councilmember Phillips and unanimously adopted by voice vote of the Council.

.....

The Mayor stated that because Thomas Hill had declined his appointment to the Advisory Committee on Trees, four members remained to be appointed. He noted that Council action was needed for Board of Adjustment and other vacancies due to June 15th term expirations and requested Council take action on these matters at the August 6th meeting.

Mayor Holliday added to the boards and commissions data bank for consideration of future service the names of: and J.C. Trollinger; Scott Harrington for the Tourism and Development Board; Donnie Hicks for the Plumbing Examiners Board.

.....

Council discussed recent and upcoming community events.

.....

Referring to recent uncertainties in the State budget, the City Manager strongly encouraged Council to join him with the City attorney in lobbying state legislative representatives to maintain City reimbursements originally planned that were currently under scrutinization for cuts and to give consideration to developing more dependable revenue sources for the future.

City Manager Kitchen noted that the ground breaking for the Randleman Dam was scheduled for August 7th at 10:00 a.m. and that formal invitations would be sent to Council.

Councilmember D. Vaughan moved to adjourn to closed session for the purpose of discussion of a legal claim. The motion was seconded by Councilmember Phillips and unanimously adopted by voice vote of the Council.

.....

The City Council adjourned to Closed Session at 8:56 p.m.

SUSAN E CROTTS
DEPUTY CITY CLERK

KEITH A. HOLLIDAY
MAYOR
